Request For Continued Examination (RCE) Transmittal

Submission (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June & 1990. See The American Inventors Protection Action (2) 1999 (AIP

Mail to: Mail Stop RCE

Commissioner For Patents

P.O. Box 1450

Alexandria, VA 22313-1450

	· ·
Application Number	10/809,245
Filing Date	March 25, 2004
First Named Inventor	Mark Thomas Kief
Group Art Unit	2627
Examiner Name	Jefferson A. Evans
Attorney Docket No.	169.12-0624
Express Mail No.	EV 884209438 US

04/04/2007 WABDELR1 00000092 10809245

790.00 OP

600.00 OP

50.00 OP

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes of Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

- Submission required under 37 C.F.R. § 1.114 1.
 - a. _ Previously submitted
 - i. _ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. _ Other

b. X Enclosed Amendment/Reply

- i. X
- ii. _ Affidavit(s)/Declaration(s)
- iii. _ Information Disclosure Statement (IDS)
- iv. _ Other _
- 2. Miscellaneous
 - a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
 - b. Other
- Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed) 3.
 - a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0982.
 - i. X RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - b. X Checks in the amount of \$790.00 and \$650.00 (extra claim fee) enclosed

Atty Name and Reg. No.	David R. Fairbairn Reg. No., 26,047	Signature:	Date: 4/3/07
Address	Kinney & Lange, P.A. THE KINNEY & LANGE BUILDING 312 South Third Street Minneapolis, MN 55415-1002		
Telephone	(612) 339-1863	7	
Fax	(612) 339-6580		



С	omplete if Known
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Total Amount of Payment \$1,440.00

METHOD OF PAYMENT (Check One)

1. [X] The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A. A duplicate copy of this communication is enclosed.

2. [X] Check Enclosed

FEE CALCULATION

1. BASIC FILING FEE

Appn. Type PD.	FILING FEI FEE/SMALL	SEARCH FEE FEE/SMALL	S EXAM FEE! FEE/SMALL	S <u>FEES</u>
Utility	300 / 150	500 / 250	200 / 100	_
Design	200 / 100	100 / 50	130 / 65	_
Reissue	300 / 150	500 / 250	600 / 300	_
Provisional	200 / 100	-0-/ -0-	-0- / -0-	_

Subtotal (1) \$00.00

2. EXTRA CLAIM FEES

L. L /(.	Number	Prior**		
Total	Claims 35 -	<u>34</u> =	<u>1</u> x	Below 50 = 50
	•	2	2 v	200 = 600

 $3 = 3 \times 200 = 600$

Multiple Dependent Claims

**Insert 3	3 and 20, or	number prev	iously paid	if greater; Reissue see
below Large Fee Code	low Large Entity Small Entity e Fee Fee Fee (\$\frac{1}{2}\)		Fee	Description
1202 1201	50 200	2202 2201	25 100	Claims in excess of 20 Independent claims in excess of 3
1203 1204	360 200	2203 2204	180 100	Multiple Dependent Claim Reissue Independent Claims Over Original Patent
1205	50	2205	25	Reissue claims in excess of 20 and over original patent

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 small) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. \$00.00 1.16(s).

Subtotal (2) \$650.00

FEE CALCULATION (Continued)

			FEE CA	LCULATION (Continued)	
3. AD	DITIO	NAL F	EES		
Large Fee Code	Entity Fee (\$)	Small I Fee Code	Entity Fee (\$)	Fee Description	Fee paid
1051	130	2051	65	Surcharge - Late filing fee or oath	*
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	*
1053	130	1053	130	Non-English specification	*
1812	2,520	1812	2,520	For Filing a Request for Reexamination	*
1251	120	2251	60	Extension for reply within first month	*
1252	450	2252	225	Extension for reply within second month	*
1253	1,020	2253	510	Extension for reply within third month	* * * * * * * * * * * * * * * * * * * *
1254	1,590	2254	795	Extension for reply within fourth month	<u>*</u>
1255	2,160	2255	1,080	Extension for reply within fifth month	*
1402	500	2402	250	Filing a brief in support of an appeal	*
1403	1,000	2403	500	Request for oral hearing	*
1814	130	2814	65	Terminal Disclaimer Fee	*
1452	500	2452	250	Petition to revive - unavoidable	*
1453	1,50	0 2453	3 750	Petition to revive - unintentional	*
1501	1,40	0 250·	700	Utility/Reissue issue fee	*
1502	80	0 250	2 400	Design issue fee	*
1460) 13	0 146	0 130	Petitions to the Commissioner	*
1807	7 5	0 180	7 50	Petitions related to provisional applications	*
1806	3 18	30 180	6 180	Submission of Information Disclosure Statement	*
802	1 4	0 802	1 40	Recording each patent assignment per property (times number of properties)	*
180	1	790 2	2801 395	Request for Continued Examination (RCE)	<u>790</u>
Oth	er fee (s	necify)			*
.11~""	J. 100 (0	,,,		0.14-4-1/	A) #700 00

Subtotal (3) \$790.00

Signature JIII
David R Fairbairn

_____ Reg. No. _____

David R. Fairbairn

Deposit Account No. 11-0982